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**OFFICE OF PETITIONS**

In re Application of :  
Wolfinbarger, Jr. et al. :  
Application No.09/940,545 :  
Filed: August 29, 2001 :  
Title: Plasticized Bone and Soft Tissue Grafts :  
and Methods of Making and Using Same :  
:

**ON PETITION**

This is a decision on the petition under 37 CFR §1.137(b), filed August 7, 2006.

This above-identified application became abandoned for failure to timely file a response to the final Office Action of March 15, 2005. The final Office Action set a three (3) month shortened statutory period for reply. No timely extensions of time were obtained under the provisions of 37 CFR §1.136(a). This application became abandoned on June 16, 2005. A Notice of Abandonment was mailed on September 21, 2005. A petition under 37 CFR 1.181 was dismissed on July 14, 2006.

The requirements for a grantable petition under 37 CFR §1.137(b) have been met. This petition is hereby Granted.

**The two-month period for filing an appeal brief (accompanied by the fee required by 37 CFR 1.17(c)), runs from the date of this decision.**

The application will be forwarded to Technology Center 3700 for further processing of the previously filed Notice of Appeal and Appeal Brief.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.



Charlema R. Grant

Petitions Attorney

Office of Petitions